

**MINUTES OF THE
SENATE BUSINESS AND LABOR STANDING COMMITTEE**

215 Senate Building, Utah State Capitol Complex

March 4, 2016

Members Present: Sen. Curtis S. Bramble, Chair
Sen. J. Stuart Adams
Sen. Gene Davis
Sen. Karen Mayne
Sen. Ralph Okerlund
Sen. Todd Weiler

Members Excused: Sen. Deidre M. Henderson

Staff Present: Mr. Joseph T. Wade, Policy Analyst
Ms. Karen Allred, Committee Secretary

NOTE: A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Bramble called the meeting to order at 4:28 p.m.

MOTION: Sen. Adams moved to approve the minutes of the March 3, 2016, meeting. The motion passed unanimously with Sen. Mayne, Sen. Okerlund, and Sen. Weiler absent for the vote.

S.B. 253 Animal Shelter Revisions (*G. Davis*)

Sen. Davis explained the bill to the committee.

Spoke for the bill: John Fox, Investigator, Humane Society
Sundays Hunt, Director, Utah State Humane Society

Spoke against the bill: Sterling Brown, Utah Farm Bureau

MOTION: Sen. Weiler moved to pass the bill out favorably. The motion passed unanimously with Sen. Mayne absent or the vote.

H.B. 85 1st Sub. Attorney Fee Revisions (*B. Greene*)

Rep. Greene explained the bill to the committee assisted by Christine Gilbert, Attorney, Office of Legislative Research and General Counsel.

Spoke to the bill: Josh Daniels, Libertas Institute

Spoke against the bill: Adam Trupp, Utah Association of Counties

MOTION: Sen. Weiler moved to adopt **2nd Sub. H.B. 85, Attorney Fee Revisions (B. Greene)**. The motion passed unanimously with Sen. Adams, Sen. Mayne, and Sen. Okerlund absent for the vote.

MOTION: Sen. Weiler moved to pass the bill out favorably. The motion passed unanimously with Sen. Adams, Sen. Mayne, and Sen. Okerlund absent for the vote.

H.B. 298 2nd Sub. Lawful Commerce in Arms (J. Fawson)

MOTION: Sen. Weiler moved to adopt **4th Sub. H.B. 298, Lawful Commerce in Arms (Fawson – Bramble)**. The motion passed with Sen. Adams and Sen. Mayne absent for the vote.

MOTION: Sen. Weiler moved to adopt the following amendments:

1. Page 4, Lines 93 through 96:

93 (1) A manufacturer or seller of a qualified product, or trade association, is not subject
94 to a qualified civil liability action regarding the unlawful misuse of a qualified product
95 unless an injury or death
96 results from an act or omission of the manufacturer, seller, or trade association that constitutes
96 gross negligence, recklessness, or intentional misconduct.

The motion passed unanimously with Sen. Adams and Sen. Mayne absent for the vote.

Rep. Fawson explained the bill to the committee.

Spoke for the bill: Clark Aposhian, Utah Shooting Sports Council

Spoke against the bill: Doug Foxley, Utah State Bar Association

MOTION: Sen. Weiler moved to pass the bill out favorably, as amended. The motion passed with Sen. Davis voting in opposition and Sen. Adams absent for the vote.

H.B. 352 2nd Sub. Cosmetology Amendments (J. Dunnigan)

Rep. Dunnigan explained the bill assisted by Mark Steinagel, Division of Occupational and Professional Licensing.

MOTION: Sen. Okerlund moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Sen. Adams moved to place the bill on the Consent Calendar. The motion passed unanimously.

H.B. 336 Electricians Licensing Amendments (*L. Christensen*)

Rep. Christensen explained the bill to the committee.

Spoke for the bill: Mike Bullock, Electrician
Jason Eyre, Eyre Electric
Travis Rand, New Port Electric
Doug Newell, Newell Electric Inc
Sam Larabee, Electrical Engineer

Spoke against the bill: Dana Farmer, National Electric Contractors Association
Carl Telford, Division of Professional Licensing

Sen. Weiler assumed the committee chair.

MOTION: Sen. Davis moved to go to the next item on the agenda. The motion passed with Sen. Davis, Sen. Mayne, and Sen. Weiler voting in favor of the motion, Sen. Adams voting in opposition and Sen. Bramble and Sen Okerlund absent for the vote.

H.B. 251 2nd Sub. Post-employment Restrictions Amendments (*M. Schultz*)

MOTION: Sen. Mayne moved to adopt **5th Sub. H.B. 251**. The motion passed unanimously with Sen. Bramble and Sen. Okerlund absent for the vote.

Sen. Bramble resumed the committee chair.

Rep. Schultz explained the bill assisted by Rep. Hawkes.

Spoke to the bill: Val Hale, Governor's Office of Economic Development

Spoke for the bill: Mark Delorey, DOMO
James Delorey, DOMO
Stan Rasmussen, Sutherland Institute
Erik Strindberg, Attorney, Strindberg and Scholnick
Daniel Stevenson, General Counsel, DOMO
Chris Mack, Environmental Law Student
Martin Evans, DOMO
Kyle Hinkle, Insulation and Dry Wall Contractor
James Blevins, Technical Consultant
Cathy Donahoe, Human Services, DOMO
Shane Koller, Sr. Director of Talent Management and Analytics, DOMO
Matthew Condie, Software Developer, DOMO
Richard Nelson, CEO, Utah Technology Council

Spoke against the bill: Abby Albrecht, Policy Director, Salt Lake Chamber
Dale Zabriskie, Broadcast Industry

Chet Linton, CEO, School Improvement Network
Spencer Eccles, Managing Director, Cynosure Group
Scott Beck, CEO, CHG Healthcare
Dan Lloyd, General Counsel, inContact Inc.
Mike Dowdle, Business Affairs and General Counsel at Bonneville
International Corporation
John C. Stringham, Contracts Attorney, Workman Nydegger
Cecilia Romero, Attorney, Holland & Hart LLP
Richard Ji, Vice President, Becton, Dickinson Medical
T. J. England, General Counsel, C. R. England, Inc.
Brent Lariner, Workman Nydegger
Steve Poulton Small business owner, Computer Sysstems
Gary Goodrich, Managing Member, Manti Central LLC
Justin Olsen, Attorney, England Logistics
Paul Christensen, Lawyer, businessman
Linda Wardell, General Manager, City Creek Center
Joe Hepworth, Windtronics

MOTION: Sen. Adams moved to pass the bill out favorably. The motion passed with Sen. Weiler voting in opposition.

MOTION: Sen. Davis moved to adjourn. The motion passed unanimously.

Chair Bramble adjourned the meeting at 8:30 p.m.

Sen. Curtis S. Bramble, Chair